



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Kousuke SUZUKI, et al.**

Group Art Unit: **2823**

Serial No.: **09/045,118**

Examiner: **Michelle Estrada**

Filed: **March 20, 1998**

P.T.O. Confirmation No.: 9451

For: **SEMICONDUCTOR DEVICE HAVING AN INSULATION FILM WITH
REDUCED WATER CONTENT**

Attorney Docket No.: 980268

Customer Number: 38834

RESPONSE TO RESTRICTION and ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

September 7, 2004

Sir:

This paper is submitted in response to the Official Action dated August 6, 2004.

In the Action, restriction is required between Species I: comprising a first insulation film that contains H₂O with an amount smaller than about 2.4 wt%; Species II: comprising a first insulation film that is formed of PSG containing P with an amount of about 6 wt% or less; and Species III: comprising a first insulation film that is formed of BPSG containing B with an amount of 4 wt% or less.

Applicants hereby elect the subject matter of Species I) Claims 28, 29, 31, 33 and 43 for prosecution in this application. This election is made without traverse, and it is understood that Applicant's rights to the filing of a divisional application directed to the non-elected subject matter under 35 U.S.C. §120 and 35 U.S.C. §121 are retained.

Application No.: 09/045,118

Restriction Response dated September 7, 2004

Reply to the Office Action dated August 6, 2004

If this paper is not timely filed, Applicants respectfully petition for an appropriate extension of time. The fees for such an extension or any other fees that may be due with respect to this paper may be charged to Deposit Account No. 50-2866.

Respectfully submitted,

WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP



John P. Kong
Attorney for Applicant
Registration No. 40,054

JPK/kal

1250 Connecticut Avenue, NW

Suite 700

Washington, D.C. 20036

(202) 822-1100

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